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EXTRAORDINARY

PART II—Section 3—Sub-section (i)

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MINISTRY OF FOOD AND AGRICULTURE

(Department of Food)

ORDERS

New Delhi, the 6th May 1959

G.S.R. 558.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) and in supersession of the Order published with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. G.S.R. 532 dated the 2nd May, 1959, the Central Government hereby makes the following Order, namely:—

1. **Short title, extent and commencement.**—(1) This Order may be called the Wheat (Uttar Pradesh) Second Price Control Order, 1959.

(2) It extends to the districts of the State of Uttar Pradesh specified in Schedule I to this Order.

(3) It shall come into force at once.

2. **Maximum prices at which wheat may be sold.**—(1) The maximum prices at which white, red and farm varieties of wheat may be sold in wholesale quantities in any locality in the districts specified in column (1) of Schedule II to this Order shall be respectively as specified in the corresponding entries in column (2) of the said Schedule.

(2) For the purposes of sub-clause (1),—

(a) the prices specified are exclusive of the cost of gunny bags;

(b) a maund is equivalent in weight to 82-2/7 lbs;

(c) 'sale in wholesale quantities' means sale in quantities exceeding ten maunds in any one transaction;

(d) the prices specified are for fair average quality wheat conforming to specifications prescribed in Schedule III to this Order applicable to the respective variety of wheat; for wheat below the fair average quality the maximum prices shall be determined by reducing the specified prices by the amounts of cuts indicated in the said specification applicable to the respective variety of wheat.

SCHEDULE I

[See clause 1(2)]

MEERUT REGION

1. Saharanpur
2. Muzaffarnagar

3. Meerut
4. Bulandshahr
5. Aligarh
6. Etah
7. Mainpuri
8. Agra
9. Mathura

KANPUR REGION

10. Jhansi
11. Jalaun
12. Banda
13. Hamirpur
14. Kanpur
15. Fatehpur
16. Etawah
17. Farrukhabad
18. Allahabad

LUCKNOW REGION

19. Bijnor
20. Moradabad
21. Rampur
22. Bareilly
23. Budaun
24. Pilibhit
25. Shahjahanpur
26. Nainital
27. Lakhimpur Kheri
28. Sitapur
29. Hardoi
30. Unnao
31. Lucknow
32. Barabanki
33. Rai Bareilly
34. Faizabad
35. Pratapgarh
36. Sultanpur

GORAKHPUR REGION

37. Gonda
38. Bahraich
39. Ballia
40. Ghazipur
41. Varanasi
42. Jaunpur
43. Mirzapur
44. Azamgarh
45. Basti
46. Gorakhpur
47. Deoria

SCHEDULE II

Districts	Maximum Price Per Maund of Wheat		
	White variety	Red (Kathia) variety	Farrā (superior) variety
	(a)	(b)	(c)
(1)	(2)		
(A) ZONE I			
MEERUT REGION	Rs.	Rs.	Rs.
1. Saharanpur	}		
2. Muzaffarnagar			
3. Meerut			
4. Bullandsahahr			
5. Aligarh			
6. Etah			
7. Mainpuri			
8. Agra			
9. Mathura			
KANPUR REGION	}		
10. Jhansi			
11. Jalaun			
12. Banda			
13. Hamirpur			
14. Kanpur			
15. Fatehpur			
16. Etawah			
17. Farrukhabad		14.00	13.00
LUCKNOW REGION	}		
18. Bijnor			
19. Moradabad			
20. Rampur			
21. Bareilly			
22. Budaut			
23. Pilibhit			
24. Shahjahanpur			
25. Nainital			
26. Lakhimpur Kheri			
27. Sitapur			
28. Hardoi			
29. Unnao			
30. Lucknow			
31. Barabanki			
32. Rai Bareilly			
GORAKHPUR REGION	}		
33. Gonda			
34. Bahraich		14.00	13.00
(B) ZONE II			
GORAKHPUR REGION	}		
1. Ballia			
2. Ghazipur			
3. Varanasi			
4. Jaunpur			
5. Mirazpur			
6. Azamgarh		16.00	15.00

(1)	(2)			
	Rs.	Rs.	Rs.	
(C) ZONE III				
GORAKHPUR REGION				
1. Basti	}			
2. Gorakhpur				
3. Deoria				
LUCKNOW REGION				
4. Faizabad		15.50	14.50	16.50
5. Pratapgarh				
6. Sultanpur				
KANPUR REGION				
7. Allahabad				

SCHEDULE III

Quality Specifications for Uttar Pradesh Wheat

The wheat shall be normal in appearance, uniform in quality and free from any obnoxious odour or admixtures/impurities except to the extent indicated in the table below applicable to the variety of wheat indicated therein.

Admixture or Impurity	Fair Average Quality Tolerance Limit	Rates at which cuts shall be imposed for excess over the tolerance limits shown in column (2)
	Per Cent	

(1)	(2)	(3)
<i>I. Quality specification for white wheat (Ordinary)</i>		
(a) Dirt	2	Over 2% to 3% at full value. Over 3% to 5% at full value plus cleaning charges at Rs. 7.50 per 100 maunds. Over 5% at double value plus cleaning charges at Rs. 7.50 per 100 maunds.
(b)(i) Other foodgrains	5	Over 5% to 12% at half value Over 12% at full value
(ii) Red varieties of wheat	10	Over 10%, the wheat shall not be deemed to be of white variety.
(c) Damaged	1½	Over 1½% to 3% at half value Over 3% at full value
(d) Slightly damaged	4	Over 4% to 6% at ½th value Over 6% to 8% at half value Over 8% at full value

(1)	(2)	(3)
(e) Shrivelled	8	Over 8% to 12% at 1/4th value Over 12% to 15% at half value Over 15% at 2/3 value
(f) Wcevilled—New crop to end of		
May	Nil	Over zero % at full value
June		
July	1/2	Over 1/2 % to 1% at 1/4th value Over 1% at 2/3 value
August	1	Over 1% to 2% at 1/4th value Over 2% at 2/3 value
September	1 1/2	Over 1 1/2 % to 3% at 1/4th value Over 3% to 4% at half value Over 4% at 2/3 value
October	2	Over 2% to 3% at 1/4th value Over 3% to 5% at half value Over 5% at 2/3 value
November	2 1/2	Over 2 1/2 % to 4% at 1/4th value Over 4% to 6% at half value Over 6% at 2/3 value
December	3	Over 3% to 5% at 1/4th value Over 5% to 6% at half value Over 6% at 2/3 value
January		
February to New crop	4	Over 4% to 5% at 1/4th value Over 5% to 7% at half value Over 7% at 2/3 value

II. Quality specification of Red (Kathia) Wheat

(a) Dirt	2 1/2	Over 2 1/2 % to 3 1/2 % at full value Over 3 1/2 % to 5 1/2 % at full value plus cleaning charges at Rs. 7.50 per 100 maunds. Over 5 1/2 % at double value plus cleaning charges at Rs. 7.50 per 100 maunds.
(b) Other foodgrains	5	Over 5% to 12% at half value Over 12% at full value
(c) Damaged	1 1/2	Over 1 1/2 % to 3% at half value Over 3% at full value
(d) Slightly damaged	4	Over 4% to 6% at 1/4th value Over 6% to 8% at half value Over 8% at full value
(e) Shrivelled	8	Over 8% to 12% at 1/4th value Over 12% to 15% at half value Over 15% at 2/3 value
(f) Wcevilled—New crop to end of		
May	Nil	Over zero % at full value
June		
July	1/2	Over 1/2 % to 1% at 1/4th value Over 1% at 2/3 value
August	1	Over 1% to 2% at 1/4th value Over 2% at 2/3 value
September	1 1/2	Over 1 1/2 % to 3% at 1/4th value Over 3 % to 4% at half value Over 4% at 2/3 value

(1)	(2)	(3)
October	2	Over 2% to 3% at 1/4th value Over 3% to 5% at half value Over 5% at 2/3rd value
November	3	Over 3% to 4% at 1/4th value Over 4% to 6% at half value Over 6% at 2/3rd value
December		
January to New crop . .	4	Over 4% to 5% at 1/4th value Over 5% to 6% at half value Over 6% at 2/3rd value
<i>III. Quality specification for Farm (Superior) Wheat</i>		
(a) Dirt	0.75	Over 0.75%, the wheat shall not be deemed to be of Farm (superior) variety, but will be treated as ordinary white wheat.
(b)(i) Other foodgrains	1	Over 1%, the wheat shall not be deemed to be of Farm (superior) variety, but will be treated as ordinary white wheat.
(ii) Other varieties of wheat	5	Over 5%, the wheat shall not be deemed to be of Farm (superior) variety
(c) Damaged	1.0	Over 1% to 2% at half value Over 2%, the wheat shall not be deemed to be of Farm (superior) variety
(d) Slightly damaged	1	Over 1% to 3% at 1/4th value Over 3% to 5% at half value Over 5% at full value
(e) Shrivelled	1.0	Over 1% to 2% at 1/4th value Over 2% to 5% at half value Over 5% at full value
(f) Weevilled—New crop to end of		
May	Nil	Any excess at full value
June		Up to 1/4 % of 1/4th value Over 1/4 % at full value
July	Nil	
August	1/2	Over 1/2% to 1% at 1/4th value Over 1% at full value
September	1	Over 1% to 2% at 1/4th value Over 2% at full value
November	1 1/2	Over 1 1/2% to 3% at 1/4th value Over 3% at full value
December to New crop	2	Over 2% to 4% at 1/4th value Over 4% to 5% at half value Over 5% at full value

NOTE 1.—Percentages : shall be ascertained by weight.

2. *Damaged grains* : shall be kernels and pieces of kernels which are heat damaged, sprouted, badly damaged, badly weather damaged, or otherwise materially damaged.
3. *Slightly damaged* : shall be the kernels and pieces of kernels which have been slightly discoloured or damaged to the extent of less than 1/4th of the kernel size.
4. *Weevilled grain* : Grain that is either bored or partly eaten by insects shall be considered as weevilled grain.
5. All the variations from the tolerance limits shall be on the basis of the grain as a whole.

G.S.R. 559.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:—

1. **Short title, extent and commencement.**—(1) This Order may be called the Uttar Pradesh Wheat (Restriction on Movement) Order, 1959

(2) It extends to the districts in the State of Uttar Pradesh specified in the Schedule to this Order.

(3) It shall come into force at once.

2. **Definitions.**—In this Order, unless the context otherwise requires,—

(a) “wheat” includes wheat products other than bran, bread, biscuits, cakes and pastries;

(b) “State Government” means the Government of the State of Uttar Pradesh.

3. **Restriction on movement of wheat.**—No person shall move or attempt to move or abet the movement of wheat from any place in a block of district(s) specified in the Schedule to this Order to any place outside the said block except under and in accordance with a permit issued by the State Government or any officer authorized by the State Government in this behalf.

Provided that nothing contained herein shall apply to the movement of wheat—

(i) not exceeding five seers in weight in the aggregate by a *bona fide* traveller as part of his luggage; or

(ii) on Government account; or

(iii) under and in accordance with Military Credit Notes.

4. **Powers of entry, search, seizure etc.**—(1) Any Police Officer not below the rank of Assistant Sub-Inspector or any other person authorized in this behalf by the State Government may, with a view to securing compliance with this Order, or to satisfying himself that this Order has been complied with,—

(a) stop and search, or authorize any person to stop and search, any person, boat, motor or any vehicle or receptacle used or intended to be used for the movement of wheat;

(b) enter and search and authorize any person to enter and search any place;

(c) seize or authorize the seizure of wheat in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such wheat is found or the animals, vehicles, vessels, boats or conveyances used in carrying such wheat and thereafter take or authorize the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels, boats or conveyances so seized, in a court and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898, relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

5. **Effect of the order.**—The provisions of this Order are in addition to and not in derogation of the provisions of (i) the Inter-Zonal Wheat Movement Control Order, 1957, and (ii) the Uttar Pradesh Foodgrains (Restrictions on Border Movement) Order, 1959.

THE SCHEDULE

[See clauses 1(2) and 3]

Blocks of district(s)

Region		
MEERUT . . .	1. Tehrigarhwal, Dehra Dun, Saharanpur, Meerut, Bulandshahr and Muzaffarnagar.	
	2. Aligarh, Mainpuri, Etah, Agra and Mathura.	
KANPUR . . .	3. Hamirpur, Banda, Jalaun and Jhansi.	
	4. Fatehpur, Kanpur. Farrukhabad and Etawah.	
LUCKNOW . . .	5. Garhwal, Nainital, Almora, Bijnor, Moradabad, Rampur, Bareilly, Pilibhit and Badaun.	
	6. Shahjahanpur, Sitapur and Lakhimpur-Kheri.	
	7. Hardoi, Unnao, Lucknow, Bara Banki and Rae Bareilly.	
GORAKHPUR . . .	8. Gonda.	
	9. Bahraich.	

[No. 204(UP) (5)/300/59-PY.II.]

B. P. BAGCHI, Jt. Secy.

MINISTRY OF LAW

ERRATUM

In the Ministry of Law Notification No. F. 7(3)/59-Elections, dated 21st April, 1959 published in issue No. 58 of the Gazette of India Extraordinary, Part II—Section 3(i), dated 21st April, 1959 the following correction is to be made—

Page 215—

For 'G.S.R. 467'
Read 'G.S.R. 462'